

Doc Code:

PTO/SB/64/PCT (12-04)

Approved for use 03/31/2007. OMB 0651-0021

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)</b>		<b>Docket Number (Optional)</b> <b>1093-140 PCT/US</b>
<b>First Named Inventor: Andreas Schilling</b>		
<b>International (PCT) Application No.: PCT/EP2004/002822</b>		<b>U.S. Application No.: (if known)</b>
<b>Filed: March 18, 2004</b>		
<b>Title: Microstructure and method for producing microstructures</b>		
<b>Attention: PCT Legal Staff Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450</b>		
<p>The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h).</p>		
<b>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</b>		
<b>NOTE: A grantable petition requires the following items:</b>		
<ul style="list-style-type: none"><li>(1) Petition fee</li><li>(2) Proper reply</li><li>(3) Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and</li><li>(4) Statement that the entire delay was unintentional.</li></ul>		
<b>1. Petition fee</b>		
<input type="checkbox"/> Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.		
<input checked="" type="checkbox"/> Other than small entity-fee \$ <u>\$1,500.00</u> (37 CFR 1.17(m))		
<b>2. Proper reply</b> 1500.00 pp		
<b>A. The proper reply (the missing 35 U.S.C. 371 (c) requirement(s)) in the form of combined declaration and power of attorney (identify type of reply):</b>		
<input type="checkbox"/> has been filed previously on _____		
<input checked="" type="checkbox"/> is enclosed herewith.		

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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3. Terminal disclaimer with disclaimer fee

- ☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

 _____ Signature	<u>October 21, 2005</u> Date
<u>Glenn T. Henneberger</u> Typed or Printed Name	<u>36,074</u> Registration Number, if applicable
<u>6900 Jericho Turnpike</u> Address	<u>516-822-3550</u> Telephone Number
<u>Syosset, New York 11791</u> Address	

- Enclosures: ☒ Response  
☒ Fee Payment  
☐ Terminal Disclaimer  
☐ Other (please identify):